

**ADMINISTRATION AND ENFORCEMENT OF PRODUCE
SAFETY STANDARDS BY THE DEPARTMENT OF
AGRICULTURE; AUTHORIZING AN ADMINISTRATIVE
PENALTY**

CHAPTER 896

H.B. No. 3227

AN ACT

**relating to the administration and enforcement of produce safety standards by the
Department of Agriculture; authorizing an administrative penalty.**

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 12.020(c), Agriculture Code, is amended to read as follows:

(c) The provisions of law subject to this section and the applicable penalty amounts are as follows:

Provision	Amount of Penalty
Chapters 13, 14A, 17, 18, 19, 41, 46, 61, 72, 73, 74, 76, 94, 95, 101, 102, 103, 125, 132, and 134	not more than \$5,000
Subchapters A, B, and C, Chapter 71	not more than \$5,000
Chapter 14	not more than \$10,000
Chapter 1951, Occupations Code	not more than \$5,000
Chapter 153, Natural Resources Code	not more than \$5,000
Section 91.009	<i>not more than \$5,000.</i>

SECTION 2. Section 91.009, Agriculture Code, is amended to read as follows:

Sec. 91.009. COORDINATION OF PRODUCE ~~[FOOD]~~ SAFETY. (a) The department is the lead agency for *the administration, implementation, and enforcement of, and education and training relating to, the United States Food and Drug Administration Standards for the Growing, Harvesting, Packing, and Holding of Produce for Human Consumption (21 C.F.R. Part 112) or any successor federal produce safety rule or standard.*

(a-1) The department ~~[and]~~ shall assist the fresh fruit and vegetable industries with produce ~~[food]~~ safety issues and may provide assistance to federal agencies in their implementation of ~~[voluntary]~~ guidelines relating to sound agricultural practices.

(b) The department shall coordinate *and* ~~;~~ plan ~~and approve~~ training and awareness programs for producers and packers of fresh fruits and vegetables. A program under this subsection must inform and educate producers and packers regarding:

- (1) sound agricultural practices;
- (2) proper produce ~~[food]~~ handling procedures;
- (3) the prevention of accidental or deliberately planned outbreaks of disease; and
- (4) the enhancement of overall produce ~~[food]~~ safety.

(c) The department shall coordinate the planning and implementation of programs required by Subsection (b) with:

- (1) colleges and universities in this state;
- (2) the Texas A&M AgriLife Extension Service;
- (3) Texas A&M AgriLife Research;
- (4) the Department of State Health Services; ~~[and]~~
- (5) private industry; *and*

(6) nongovernmental organizations.

(c-1) *The department may enter into a cooperative agreement, interagency agreement, grant agreement, or memorandum of understanding with a federal or state agency for the administration, implementation, or enforcement of this section.*

(d) The department may adopt rules to *administer, implement, and enforce* this section. In the development of rules *under this section* [~~for the certification of approved food safety curriculum or training~~], the department *may consider relevant state, federal, or national standards and may* [~~shall~~] *consult* [~~and coordinate~~] with federal or state agencies [~~the Department of State Health Services~~].

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Passed by the House on May 6, 2017: Yeas 118, Nays 26, 2 present, not voting; passed by the Senate on May 19, 2017: Yeas 26, Nays 5.

Approved June 15, 2017.

Effective June 15, 2017.

MONITORING OF MAJOR INFORMATION RESOURCES PROJECTS BY THE DEPARTMENT OF INFORMATION RESOURCES

CHAPTER 897

H.B. No. 3275

AN ACT

relating to the monitoring of major information resources projects by the Department of Information Resources.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 2054.1183, Government Code, is amended to read as follows:

Sec. 2054.1183. ANNUAL REPORT ON MAJOR INFORMATION RESOURCES PROJECTS. (a) Not later than December 1 of each year, the quality assurance team shall report on the status of major information resources projects to the:

- (1) governor;
- (2) lieutenant governor;
- (3) speaker of the house of representatives;
- (4) presiding officer of the committee in the house of representatives with primary responsibility for appropriations; and
- (5) presiding officer of the committee in the senate with primary responsibility for appropriations.

(b) *The annual report must include:*

- (1) *the current status of each major information resources project; and*
- (2) *information regarding the performance indicators developed under Section 2054.159 for each major information resources project at each stage of the project's life cycle.*

SECTION 2. Subchapter G, Chapter 2054, Government Code, is amended by adding Section 2054.159 to read as follows:

Sec. 2054.159. MAJOR INFORMATION RESOURCES PROJECT MONITORING.